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MEMORANDUM

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TO: Docket Control
FROM: Steven M. Olea
Director
Utilities Division
DATE: February 25, 2011

Arizona Corporation Commission

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2011 FEB 24 A 9:35

AZ CORP COMMISSION
DOCKET CONTROL

RE: IN THE MATTER OF THE APPLICATION OF MARGLEN INC. DBA FAMOUS SAM'S #15 FOR APPROVAL TO CANCEL THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY (DOCKET NO. T-02959A-11-0053)

On January 31, 2011, Marglen, Inc. dba Famous Sam's #15 ("Famous Sam's" or "Applicant") filed an Application with the Arizona Corporation Commission ("Commission") to cancel its Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service. The Commission granted Famous Sam's a CC&N to provide COPT service in Decision No. 59335, dated May 15, 1995.

Staff contacted the Applicant and verified that he is the authorized person that made the Application. The Applicant stated that Famous Sam's has not done business in Arizona since November 2009. The Applicant has also waived his right to a hearing and has waived his right to receive notice of a hearing in order to cancel the CC&N.

On February 4, 2011, the Compliance Section of the Utilities Division indicated that Famous Sam's has no compliance delinquencies.

The Consumer Services Section of the Utilities Division reports that there have been no complaints or opinions filed against Famous Sam's through February 9, 2011. Consumer Services also reports that the Corporations Division has indicated that the Applicant is in good standing.

Staff recommends that the Application to cancel the CC&N be approved. Upon cancellation of its CC&N, the Applicant will not be authorized to provide COPT telecommunications services in the state of Arizona and therefore, will not be subject to any of the requirements of Decision No. 59335.

SMO:PJG:red

Originator: Pamela J. Genung

Attachment: Original and Thirteen Copies

SERVICE LIST FOR: MARGLEN, INC. DBA FAMOUS SAM'S #15
DOCKET NO. T-02959A-11-0053

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